IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.B.KOSHY
&
THE HONOURABLE MR. JUSTICE V.GIRI

FRIDAY, THE 17TH AUGUST 2007 / 26TH SRAVANA 1929

RFA.No. 397 of 2007

OS.259/2005 of II ADDL.SUB COURT,KOZHIKODE
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APPELLANTS/PLAINTIFFS
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1. **NEDUMPRATH BASHEER, S/O.POCLEER HAJI, AGED 42 YEARS, VELLUR AMSOM, CHELEPPRAM DESOM, VATAKARA TALUK.**

2. **KINARULLA PARAMBATH IBRAHIM HAJI, AGED 50 YEARS, S/O.KUNHABDULLA HAJI, MOKERI AMSOM, DESOM, VATAKARA TALUK.**

3. **KINARULLA PARAMBATH AHAMMED HAJI, AGED 40 YEARS, S/O.KUNHABDULLA HAJI, -DO-, BY MUKTHIAR AGENT 2ND PLAINTIFF EBRAHIM HAJI.**

4. **CHERIYA MALOL AMMED, AGED 42 YEARS, S/O.MOOSA, PURAMERI PARAMBIL, VATAKARA TALUK.**

BY ADV. SMT.PRABHA R.MENON

RESPONDENTS: DEFENDANTS
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1. **PRABHAKARAN, AGED 70 YEARS, S/O.KORU, RESIDING AT LAKSHMI NIVAS, PAROPPADI CHEVAYOOR AMSOM DESOM, KOZHIKODE TALUK.**

2. **CHOLAPPURATH RAVEENDRAN, AGED 65 YEARS, S/O.KORU, -DO-**

3. **CHOLAPPURATH ASHOKAN, AGED 61 YEARS, S/O.KORU, -DO-**

4. CHOLAPPURATH GIRIJA YESODHAN,
AGED 57 YEARS, D/O.KORU, -DO-

5. CHOLAPPURATH VANAJA HARIDAS,
AGED 56 YEARS, D/O.KORU, -DO-

6. CHOLAPPURATH SHYLAJA RAJAGOPALAN,
AGED 54 YEARS, D/O.KORU, -DO-

7. CHOLAPPURATH DR.GOKULAM, AGED 52 YEARS,
S/O.KORU, -DO-

8. CHOLAPPURATH DR.MOHANAN, AGED 50 YEARS,
S/O.KORU, -DO-

BY

THIS REGULAR FIRST APPEAL HAVING COME UP FOR ADMISSION ON 17/08/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R.F.A.NO.397 OF 2007

JUDGMENT

Dismissed as withdrawn without prejudice. Since the appeal is dismissed as withdrawn and no notice was issued and not admitted, the court fee actually paid shall be refunded to the appellants.

30.8.2007

Sd/- J.B.KOSHY, JUDGE.
Sd/- V.GIRI, JUDGE.